

Remarks/Arguments:

Applicant respectfully traverses the Examiner's restriction requirement.

Independent claim 1 recites the positive steps of:

- (1) collecting animal teeth;
- (2) removing soft tissues;
- (3) sterilization;
- (4) incinerating at high temperature;
- (5) pulverization; and
- (6) re-sterilization.

The fabrication method of independent claim 6 comprises the following steps:

- (1) collecting animal teeth;
- (2) removing soft tissue;
- (3) incinerating at high temperature;
- (4) pulverization;
- (5) removing impurities and bleaching; and
- (6) sterilization.

As can be seen from the foregoing, the steps as broadly recited in each of claim 1 and claim 6 encompass the same steps with claim 1 being a product-by-process. Accordingly, it is submitted that the Examiner's restriction requirement is improper. Clearly in order to examine either independent claim 1 or independent claim 6 the same six (6) steps as noted above must be considered

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and searched. Thus is it believed that the Examiner's restriction requirement is arbitrary. Accordingly, Applicants respectfully request the Examiner to reconsider and withdraw the restriction requirement.

As is required, Applicants hereby elect the claims of Group I, claims 1-5, with traverse.

An early action on the merits is respectfully requested.

If any fees are required in connection with this case, it is respectfully requested that they be charged to Deposit Account No. 02-0184.

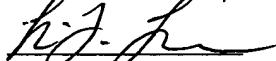
Respectfully submitted,

By

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Date: November 8, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313" on November 8, 2004.


Lori J. Larson